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AGILENT TECHNOLOGIES, INC.  
Legal Department, DL429  
Intellectual Property Administration  
P. O. Box 7599  
Boulder, Colorado 80537-0599

PATENT APPLICATION  
ATTORNEY DOCKET NO. 10970997-3

IN THE  
UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Kevin K. Funk

Serial No.: 09/643,389

Examiner: Maria N. Von Buhr

Filing Date: Aug. 22, 2000

Group Art Unit: 2125

Title: APPARATUS AND METHOD FOR MANUFACTURING INTEGRATED CIRCUIT DEVICES

COMMISSIONER FOR PATENTS  
PO Box 1450  
Alexandria, VA 22313-1450

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MAY 17 2004

Technology Center 2100

NOTICE OF APPEAL FROM THE EXAMINER TO THE  
BOARD OF PATENT APPEALS AND INTERFERENCES

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the examiner dated, Feb. 17, 2004, rejecting the following claims 13-15, 17 and 18.

The fee for this Notice of Appeal (37 CFR 1.17(b)) is \$330.00

(complete (a) or (b) as applicable)

The proceedings herein are for a patent application and the provisions of 37 CFR 1.136(a) apply.

( ) (a) Applicant petitions for an extension of time under 37 CFR 1.136 (fees: 37 CFR 1.17(a)-(d) for the total number of months checked below:

|                  |            |
|------------------|------------|
| ( ) one month    | \$ 110.00  |
| ( ) two months   | \$ 420.00  |
| ( ) three months | \$ 950.00  |
| ( ) four months  | \$ 1480.00 |

( ) The extension fee has already been filed in this application.

(X) (b) Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

Please charge to Deposit Account **50-1078** the sum of \$ 330.00. At any time during the pendency of this application, please charge any fees required or credit any overpayment to Deposit Account **50-1078** pursuant to 37 CFR 1.25.

(X) A duplicate copy of this transmittal letter is enclosed.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450.

Date of Deposit: May 10, 2004

Typed Name: Angela Troussel

Signature: Angela Troussel

Respectfully submitted,

Kevin K. Funk

By

Michael A. Goodwin, Esq.

Attorney/Agent for Applicant(s)  
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Date: May 10, 2004

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